

In re application of: Song Kim  
FOR: ROLLER CAGE FRAME AND ROLLER COVER  
SN/PATENT NO.: 09/116,227

PATENT  
Docket No.7091-102/10102873

FILING/ISSUE DATE: 07/16/98

Enclosures:

Petition for Revival of an Application for Patent Abandoned Unintentionally

THE U.S. PATENT AND TRADEMARK STAMP AFFIXED TO THIS POSTCARD HEREBY  
ACKNOWLEDGES RECEIPT OF THE ENCLOSED DOCUMENTS.

Date Mailed: June 26, 2001

AS/lb

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Docket No.7091-102/10102873  
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RECEIVED

JUL 13 2001

FULBRIGHT & JAWORSKI

11002 U.S. PRO  
09/093209  
6/26/01

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ACKNOWLEDGES RECEIPT OF THE ENCLOSED DOCUMENTS.

Date Mailed: June 26, 2001

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SEP 27 2006

**UTILITY PATENT APPLICATION TRANSMITTAL**  
**(Small Entity)**

(Only for new nonprovisional applications under 37 CFR 1.53(b))

Docket No.  
7091-163

Total Pages in this Submission

**TO THE ASSISTANT COMMISSIONER FOR PATENTS**Box Patent Application  
Washington, D.C. 20231

Transmitted herewith for filing under 35 U.S.C. 111(a) and 37 C.F.R. 1.53(b) is a new utility patent application for an invention entitled:

**ROLLER CAGE FRAME AND ROLLER COVER**

and invented by:

Song Kim

If a **CONTINUATION APPLICATION**, check appropriate box and supply the requisite information: Continuation    Divisional    Continuation-in-part (CIP) of prior application No.: 09/116,227

Which is a:

 Continuation    Divisional    Continuation-in-part (CIP) of prior application No.: \_\_\_\_\_

Which is a:

 Continuation    Divisional    Continuation-in-part (CIP) of prior application No.: \_\_\_\_\_

Enclosed are:

**Application Elements**

1.  Filing fee as calculated and transmitted as described below
2.  Specification having \_\_\_\_\_ pages and including the following:
  - a.  Descriptive Title of the Invention
  - b.  Cross References to Related Applications (if applicable)
  - c.  Statement Regarding Federally-sponsored Research/Development (if applicable)
  - d.  Reference to Microfiche Appendix (if applicable)
  - e.  Background of the Invention
  - f.  Brief Summary of the Invention
  - g.  Brief Description of the Drawings (if drawings filed)
  - h.  Detailed Description
  - i.  Claim(s) as Classified Below
  - j.  Abstract of the Disclosure

SEP 27 2006

**UTILITY PATENT APPLICATION TRANSMITTAL**  
**(Small Entity)**

(Only for new nonprovisional applications under 37 CFR 1.53(b))

Docket No.  
7091-103

Total Pages in this Submission

**Application Elements (Continued)**

3.  Drawing(s) (*when necessary as prescribed by 35 USC 113*)  
 a.  Formal      b.  Informal      Number of Sheets \_\_\_\_\_

4.  Oath or Declaration  
 a.  Newly executed (*original or copy*)       Unexecuted  
 b.  Copy from a prior application (37 CFR 1.63(d)) (*for continuation/divisional application only*)  
 c.  With Power of Attorney       Without Power of Attorney  
 d.  **DELETION OF INVENTOR(S)**  
     Signed statement attached deleting inventor(s) named in the prior application,  
     see 37 C.F.R. 1.63(d)(2) and 1.33(b).

5.  Incorporation By Reference (*usable if Box 4b is checked*)  
     The entire disclosure of the prior application, from which a copy of the oath or declaration is supplied under  
     Box 4b, is considered as being part of the disclosure of the accompanying application and is hereby  
     incorporated by reference therein.

6.  Computer Program in Microfiche

7.  Genetic Sequence Submission (*if applicable, all must be included*)  
 a.  Paper Copy  
 b.  Computer Readable Copy  
 c.  Statement Verifying Identical Paper and Computer Readable Copy

**Accompanying Application Parts**

8.  Assignment Papers (*cover sheet & documents*)

9.  37 CFR 3.73(b) Statement (*when there is an assignee*)

10.  English Translation Document (*if applicable*)

11.  Information Disclosure Statement/PTO-1449       Copies of IDS Citations

12.  Preliminary Amendment

13.  Acknowledgment postcard

14.  Certificate of Mailing  
 First Class     Express Mail (*Specify Label No.*): **EI341559866US**

**UTILITY PATENT APPLICATION TRANSMITTAL  
(Small Entity)**

(Only for new nonprovisional applications under 37 CFR 1.53(b))

Docket No.  
7091-103

Total Pages in this Submission

**Accompanying Application Parts (Continued)**

15.  Certified Copy of Priority Document(s) (*if foreign priority is claimed*)
16.  Small Entity Statement(s) - Specify Number of Statements Submitted: \_\_\_\_\_
17.  Additional Enclosures (*please identify below*):

**Request That Application Not Be Published Pursuant To 35 U.S.C. 122(b)(2)**

18.  Pursuant to 35 U.S.C. 122(b)(2), Applicant hereby requests that this patent application not be published pursuant to 35 U.S.C. 122(b)(1). Applicant hereby certifies that the invention disclosed in this application has not and will not be the subject of an application filed in another country, or under a multilateral international agreement, that requires publication of applications 18 months after filing of the application.

***Warning***

*An applicant who makes a request not to publish, but who subsequently files in a foreign country or under a multilateral international agreement specified in 35 U.S.C. 122(b)(2)(B)(I), must notify the Director of such filing not later than 45 days after the date of the filing of such foreign or international application. A failure of the applicant to provide such notice within the prescribed period shall result in the application being regarded as abandoned, unless it is shown to the satisfaction of the Director that the delay in submitting the notice was unintentional.*

**UTILITY PATENT APPLICATION TRANSMITTAL**  
**(Small Entity)**

*(Only for new nonprovisional applications under 37 CFR 1.53(b))*

Docket No.  
7091-103

Total Pages in this Submission

**Fee Calculation and Transmittal**

**CLAIMS AS FILED**

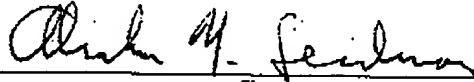
| For   | #Filed                   | #Allowed | #Extra | Rate                    | Fee             |
|---|--------------------------|----------|--------|-------------------------|-----------------|
| Total Claims                                    | 8                        | - 20 =   | 0      | x \$9.00                | \$0.00          |
| Indep. Claims                                   | 2                        | - 3 =    | 0      | x \$40.00               | \$0.00          |
| Multiple Dependent Claims (check if applicable) | <input type="checkbox"/> |          |        |                         | \$0.00          |
|   |                          |          |        | <b>BASIC FEE</b>        | <b>\$355.00</b> |
| <b>OTHER FEE (specify purpose)</b>              |                          |          |        |                         | <b>\$0.00</b>   |
|   |                          |          |        | <b>TOTAL FILING FEE</b> | <b>\$355.00</b> |

A check in the amount of \_\_\_\_\_ to cover the filing fee is enclosed.

The Commissioner is hereby authorized to charge and credit Deposit Account No. 50-0337 as described below. A duplicate copy of this sheet is enclosed.

- Charge the amount of \$355.00 as filing fee.
- Credit any overpayment.
- Charge any additional filing fees required under 37 C.F.R. 1.16 and 1.17.
- Charge the issue fee set in 37 C.F.R. 1.18 at the mailing of the Notice of Allowance, pursuant to 37 C.F.R. 1.311(b).

Dated: July 26, 2001



Abraham N. Seidman  
Registration No. 41,300

FULBRIGHT & JAWORSKI L.L.P.  
865 S. Figueroa Street, 29th Floor  
Los Angeles, California 90017

cc:

SEP 27 2006

Petition For Revival Of An Application For Patent Abandoned  
Unintentionally Under 37 CFR 1.137(b) (Small Entity)

Docket No.  
7091-103 / 10102873

In Re Application Of: Song Kim

Serial No.  
**09/116,227**Filing Date  
**07/16/98**Examiner  
**Butler, M.**Group Art Unit  
**3726**

Invention: ROLLER CAGE FRAME AND ROLLER COVER

ASSISTANT COMMISSIONER FOR PATENTS

Attention: Office of Petitions  
Box DAC  
Washington, D.C. 20231

NOTE: If information or assistance is needed in completing this form, please contact Petitions Information at (703) 305-9282.

The above-identified application became abandoned for failure to file a timely and proper response to a notice or action by the Patent and Trademark Office. The date of abandonment is the day after the expiration date of the period set for reply in the Office notice or action plus any extension of time actually obtained.

## APPLICANT HEREBY PETITIONS FOR REVIVAL OF THIS APPLICATION

NOTE: A grantable petition requires the following items:

- (1) Petition fee;
- (2) Reply and/or issue fee;
- (3) Terminal disclaimer with disclaimer fee—required for all utility and plant applications filed before June 8, 1995; and for all design applications; and
- (4) Statement that the entire delay was unintentional.

1.  A proposed reply to the above-identified Office Action:

is enclosed.  was filed on \_\_\_\_\_

The proposed reply is in the form of: \_\_\_\_\_

2.  The issue fee:

is enclosed.  was paid on \_\_\_\_\_

3.  A small entity declaration:

is enclosed.  was filed on \_\_\_\_\_

4.  The abandoned application was a:

design application.  utility application.  plant application.

5.  A terminal disclaimer (and fee) disclaiming a period equivalent to the period of abandonment is enclosed.

6.  Since this utility/plant application was filed on or after June 8, 1995, no terminal disclaimer is required.

**Petition For Revival Of An Application For Patent Abandoned  
Unintentionally Under 37 CFR 1.137(b) (Small Entity)**

Docket No.  
**7091-103 / 10102873**

In Re Application Of: Song Kim

|                   |                 |                   |                |
|-------------------|-----------------|-------------------|----------------|
| Serial No.        | Filing Date     | Examiner          | Group Art Unit |
| <b>09/116,227</b> | <b>07/16/98</b> | <b>Butler, M.</b> | <b>3726</b>    |

Invention: **ROLLER CAGE FRAME AND ROLLER COVER**

**Calculation and Payment of Fees**

Enclosed are the following fees:

7.  Petition fee under 37 CFR 1.17(m) in the amount of: **\$620.00**
8.  Fee for amendment in the amount of: \_\_\_\_\_
9.  Fee for extension of time to reply to Office Action in the amount of: \_\_\_\_\_
10.  Issue fee in the amount of: \_\_\_\_\_
11.  Continuing application filing fee in the amount of: \_\_\_\_\_
12.  Terminal disclaimer fee in the amount of: \_\_\_\_\_
13.  \_\_\_\_\_

Total fees enclosed: **\$620.00**

The fee of **\$620** is to be paid as follows:

- A check in the amount of the fee is enclosed.
- The Commissioner is hereby authorized to charge any fees which may be required, or credit any overpayment, to Deposit Account No. 50-0337  
A duplicate copy of this sheet is enclosed.

Petition For Revival Of An Application For Patent Abandoned  
Unintentionally Under 37 CFR 1.137(b) (Small Entity)

Docket No.  
7091-102 / 10102873

In Re Application Of: Song Kim

Serial No.  
09/116,227

Filing Date  
07/16/98

Examiner  
Butler, M.

Group Art Unit  
3726

Invention: ROLLER CAGE FRAME AND ROLLER COVER

**Statement**

The entire delay in filing the required reply from the due date for the required reply until the filing of a grantable petition under 37 CFR 1.137(b) was unintentional.

Inventor believes and never stopped believing that his invention was patentable. However, inventor appears to have become disenchanted with his patent attorney of record, at that time. On information and belief, there was an unintentional breakdown of meaningful communication between the inventor and the attorney. Unintentionally, the inventor was left without knowledge of his desired course, namely, to file a continuation and thus to continue his desired course of obtaining a patent for his invention, which he never stopped believing in.



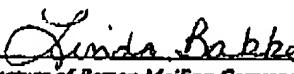
Signature

Dated: June 26, 2001

Abraham N. Seidman  
Registration No. 41,300

FULBRIGHT & JAWORSKI L.L.P.  
865 S. Figueroa Street, 29th Floor  
Los Angeles, California 90017  
(213) 892-9200  
(213) 680-4518 Fax

I certify that this document and fee is being deposited on June 26, 2001 with the U.S. Postal Service as first class mail under 37 C.F.R. 1.8 and is addressed to the Assistant Commissioner for Patents, Washington, D.C. 20231.



Signature of Person Mailing Correspondence

Linda Bakke

Typed or Printed Name of Person Mailing Correspondence

CC: